Certificate of ChongSu Seo

- I, ChongSu Seo, hereby state as follows:
- 1. I am a general manager of IP & Business Development Team at ILJIN Display Co., Ltd.("ILJIN"), a Korean corporation located in Seoul, Korea. I make this certificate in support of petitioner ATOUCH CO., LTD. ("ATOUCH") for its renewed petition under the unintentional provisions of 37 CFR 1.137(b) to revive US Patent Application No.09/992,824.
- 2. Since early 2008, ILJIN and ATOUCH had discussed a potential merger and acquisition, and, eventually, two companies had officially merged on August 1, 2008. ILJIN is the surviving company.
- 3. From March 2008, ILJIN has started to coordinate with ATOUCH various business matters in anticipation of a merger. Since then, Mr. Soo Jung of Administrative Team at ATOUCH has started to discuss with me matters related to the company's patents and I have assisted him in managing the company's patents.
- 4. On or about April 22, 2008, in connection with US Patent Application No.09/992,824, SINJI Patent Law Firm sent to me a draft letter authorizing Rothwell, Figg, Ernst & Manbeck, P.C. to contact the ATOUCH's former US patent agent, Brian S. Steinberger at the Law Offices of Brian S. Steinberger, P.A. in order to investigate the circumstances surrounding the delay in filing the required reply to the USPTO office action.
- 5. On the same date, I had obtained the ATOUCH's signature and faxed it to SINJI Patent Law Firm. I have attached hereto a true and correct copy of my e-mail to SINJI accompanying the authorization letter as **Exhibit "A"**.
- 6. On or about April 28, 2008, I received from SINJI Patent Law Firm a copy of the USPTO's Decision on Petition dated February 27, 2008 together with a cover letter dated March 19, 2008 from Joo Mee Kim at

Rothwell, Figg, Ernst & Manbeck, P.C. According to the SINJI's stamp affixed to the document, it appeared that SINJI received it on April 1, 2008. I have attached hereto a true and correct copy of the Joo Mee Kim's cover letter as **Exhibit "B"**.

- 7. Upon learning the USPTO's denial of the ATOUCH's petition, I have immediately discussed it with Mr. Ha-Chul Kim, the current president of ATOUCH, Mr. Soo Jung of Administrative Team at ATOUCH, and Mr. Hans Lee at SINJI Patent Law Firm.
- 8. On the same date, I informed Mr. Hans Lee at SINJI Patent Law Firm that ATOUCH intended to file a reconsideration after collecting sufficient evidence and to extend the filing due date to further investigate the matter. I have attached a true and correct copy and English translation of my email dated April 28, 2008 to Hans Lee as **Exhibit "C"**.
- 9. Through the exchange of many e-mails among ATOUCH, SINJI Patent Law Firm and Rothwell, Figg, Ernst & Manbeck, I was informed that the filing due date for a renewed petition was extended to Septebmer 27, 2008.
- 10. Thereafter, I, together with Soo Jung at ATOUCH, had invetigated further why ATOUCH did not respond to the USPTO's office action in 2004. During investigation, I have discussed the matter with Hans Lee at SINJI Patent Law Firm and Joo Mee Kim at Rothwell, Figg, Ernst & Manbeck, P.C. on many occassions.
- 11. In or about May 2008, I contacted Chong Hwa KIM at HANSHIN International Patent & Trademark Office ("HANSHIN"), who was the Korean patent attorney handling the matter, to find out the circumstances surrounding the abandment of US Patent Application No.09/992,824.
- 12. But, to my dissappointment, Mr. KIM was reluctant to provide any information or explanation regarding his involvement with the matter. I also requested Mr. KIM to provide all his files related to US Patent Application No.09/992,824. But, Mr. KIM refused to do so.

- 13. In or about June 2008, I obtained copies of all files maintained at SINJI Patent Law Firm regarding the matter, and thoroughly reviewed them together with ATOUCH in preparation for a renewed petition to revive to be filed.
- 14. On or about August 18, 2008, I received a lengthy memorandum from Joo Mee Kim at Rothwell, Figg, Ernst & Manbeck explaining the case laws regarding a petition to revive an unintentionally abandoned application and her analysis of the case.
- 15. On or about August 22, 2008, I called Mr. Gwang-Sik Jang, who was the president of ATOUCH from May 2001 until February 2005, to find out why ATOUCH had failed to respond to the USPTO office action in 2004.
- 16. In response, Mr. Jang stated that he did not recall instructing Chong Hwa KIM at HANSHIN International Patent & Trademark Office, ATOUCH's Korean patent attorney at the time, to abandon US Patent Application No.09/992,824.
- 17. Also, Mr. Jang stated that he did not recall receiving any letter directly from the USPTO or from the Law Offices of Brian S. Steinberger, ATOUCH's US patent agent at the time, in connection with US Patent Application No.09/992,824. In fact, Mr. Jang was not even aware of the fact that ATOUCH was required to submit its response to the USPTO office action by January 2004.
- 18. In connection with the ATOUCH's renewed petition, I have recommended ATOUCH to retain a US patent attorney recommended by ILJIN to facilitate the post-merger integration between two companies.

I hereby certify that all statements made herein are of my own knowledge and true, and made with the knowledge that false statements are punishable by fine or imprisonment.

Dated: <u>September 25,</u> 2008

By: Chong Su, Seo